

Application No.: 10/777,563
Response dated: May 29, 2007
Reply to Office Action: March 1, 2007

REMARKS

Reconsideration of the present claims, in light of the attached claim clarifications and the Remarks, which follow, is respectfully requested.

Claims now before the Examiner are 1-8 and 10-14. Claims 1-8 and 10-14 are based on claims 1-14 of the issued patent.

The numbering in this Response will follow that of the Examiner's Action.

1. – 2. No response necessary

Non-Compliance

3. The Examiner states that the amendment filed July 28, 2006 proposes amendments that do not comply with 37 CFR 1.173(b). Applicants respectfully note that no claim amendments were made in the July 28, 2006 amendment. Reviewing earlier Office Actions, no such statement was made earlier by the Examiner. In a conversation with the Examiner May 10, 2007, the Examiner stated that in each and every response by Applicants, Applicants must show all cumulative claim amendments to the claims from the patented claims. Applicants have complied with this requirement.

Defective Oath/Declaration

4. & 5. The reissue Oath/Declaration is said to be defective, because it failed to identify at least one error which is relied upon to support the reissue application. Applicants Declaration filed July 28, 2006 had detail as to where in the cited document the Anticipatory material could be found. Applicants ask respectfully for specific guidance on this matter.

Secondly, the Declaration is being resubmitted contemporaneous with the Correct reference number noted (a digit was dropped in the earlier Declaration) and with the correct US patent number.

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6. No Response necessary.

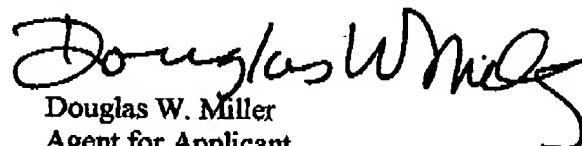
The claims are in condition for allowance.

Note is made that the correspondence should be sent to:

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However the telephone number for Douglas W. Miller is (409) 763-4200.

Respectfully submitted,


 Douglas W. Miller
 Agent for Applicant
 Registration No. 36,608

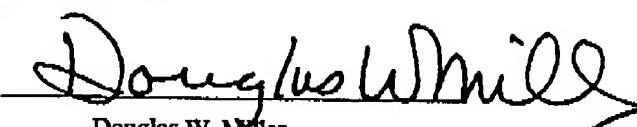
Southwest Patent Services
 305 21st Street, Suite 249
 Galveston, TX 77550

CERTIFICATE OF TRANSMISSION/MAILING UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

5.28.07

Date


 Douglas W. Miller
 Registration No. 36,608